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CERTIFICATION OF MAILING OR TRANSMISSION

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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature

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UNITED STATES IN THE PATENT AND TRADEMARK OFFICE

Applic. No. : 10/518,350 Confirmation No: N/A  
 Applicant : Henryk Frenzel et al.  
 Filed : December 17, 2004  
 Art Unit : N/A  
 Examiner : N/A  
 Docket No. : S3-03P05810  
 Customer No.: 24131

8 November 2005

REQUEST FOR REFUND

Hon. Commissioner for Patents,  
 Alexandria, VA 22313-1450

Sir:

The above-identified application was filed on December 17, 2004 with a surcharge of \$130.00 for furnishing the declaration later than 30 months from the earliest claimed priority date. However, this surcharge should not have been paid because the application is based on a German priority of May 8, 2003 and counsel thus had until November 8, 2005 to file the application. The declaration is being submitted to the Patent Office under separate cover on this date.

The Patent Office is therefore requested that a credit in the amount of \$130.00 be issued to the Deposit Account of Lerner and Greenberg, P.A., No. 12-1099.

Respectfully submitted,

For Applicants

Date: January 13, 2005

Gregory L. Mayback  
Reg. No. 40,719

Lerner and Greenberg, P.A.  
 Post Office Box 2480  
 Hollywood, FL 33022-2480  
 Tel: (954) 925-1100  
 Fax: (954) 925-1101  
 /tk

Application Dates 05/08/2003 05/08/2003  
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Refund Date: 01/13/2005  
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